

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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SHAW FAMILY ARCHIVES, LTD., EDITH	:	
MARCUS, and META STEVENS,	:	05 CV 3939 (CM)
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	
CMG WORLDWIDE, INC., an Indiana Corporation	:	
and MARILYN MONROE, LLC, a Delaware	:	
Limited Liability Company	:	
	:	
Defendants.	:	
-----X	:	

**NOTICE OF MOTION**

**PLEASE TAKE NOTICE** that, upon the Memorandum of Law in Support of Motion to Dismiss and for a Limited Stay of Discovery, dated September 4, 2007, Defendants/Consolidated Plaintiffs Marilyn Monroe, LLC and CMG Worldwide, Inc., by their undersigned attorneys, will move this Court, in the Courtroom of the Honorable Colleen McMahon, United States District Judge, United State Courthouse, 500 Pearl Street, Courtroom 21B, New York, 10007, at a time and date to be determined by the Court, for an order pursuant to Fed. R. Civ. P. 12(b)(6) dismissing the Third through Ninth Causes of Action in the Second Amended Complaint and for a limited stay of discovery pursuant to Fed. R. Civ. P. 26(c) regarding discovery directed at Defendants/Consolidated Plaintiffs constitutionally-protected right to petition state legislatures for legislative change.

PLEASE TAKE FURTHER NOTICE that answering papers, if any, are to be served on counsel for MMLLC and CMG two weeks after the receipt of moving papers, and reply papers, if any, are to be served five (5) business days after the service of answering papers.

DATED: New York, New York  
September 4, 2007

Respectfully submitted,

GIBSON, DUNN & CRUTCHER LLP

SOVICH MINCH LLP

By: /s/ Orin Snyder  
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